

1 Christopher Turtzo, NV Bar No. 10253
2 Bryan Baugh, NV Bar No. 16193
3 MORRIS, SULLIVAN, LEMKUL & TURTZO, LLP
4 3960 Howard Hughes Parkway, Suite 400
5 Las Vegas, NV 89169
6 Phone (702) 405-8100
7 Fax (702) 405-8101
8 turtzo@morrisullivanlaw.com
9 baugh@morrisullivanlaw.com

10 *Attorneys for Defendants,*
11 *Argento SC by Sicura, Inc.*

12
13 **UNITED STATES DISTRICT COURT**
14
15 **DISTRICT OF NEVADA**

16 CHARMAGNE DOMINGO,

17 Case No.: 2:24-cv-00488-DJA

18 Plaintiff,

19
20 **STIPULATION AND ORDER TO EXTEND**
21 **DISCOVERY DEADLINES**

22 v.

23
24 **SECOND REQUEST**

25 ARGENTO SC BY SICURA INC.;
26 AVALANCHE IP, LLC; ROSS STORES, INC.
27 dba ROSS DRESS FOR LESS; DOES I
28 through XXX; and ROE BUSINESS
29 ENTITIES I through XXX, inclusive,

30
31 Defendants.

32
33 ROSS STORES, INC. d/b/a ROSS DRESS
34 FOR LESS,

35
36 Cross-Claimant,

37
38 vs.

39 ARGENTO SC BY SICURA, INC.;
40 AVALANCHE IP, LLC,

41
42 Cross-Defendants.

1 ITS IS HEREBY STIULATED by and between the parties, Plaintiff Charmagne Domingo,
2 Defendants/Third-party Defendants, ARGENTO SC BY SICURA, INC, and AVALANCHE IP,
3 LLC, and Defendant Ross Stores Inc. dba Ross Dress for Less, by and through their undersigned
4 counsel of record as follows:

5 **I. Discovery Completed to Date**

6 To date, the following discovery has been completed:

7 • The parties have served initial FRCP 26 disclosures and supplements;

8 • The parties have propounded and responded to initial written discovery;

9 • The parties have propounded follow-up written discovery;

10 • The parties have served initial expert designations;

11 • The parties have engaged in extensive meet-and-confer efforts with their retained experts
12 to develop a mutually agreeable destructive testing protocol for the subject chair, which is
13 scheduled to occur on April 7, 2025

14 **II. Discovery that remains to be completed**

15 • Production of supplemental and additional expert designations following the completion of
16 the destructive testing of the chair on April 7;

17 • Deposition of the Plaintiff, Charmagne Domingo;

18 • Depositions of the defendants' 30(B)(6) witness;

19 • Depositions of the parties experts;

20 • Depositions of Plaintiff's treating doctors;

21 • Additional discovery that may be necessary and allowed under the applicable rules.

22 **III. Good Cause Justifying the Requested extension**

23 This is a product liability/personal injury case. Plaintiff contends she was injured when an
24 Avalanche portable pocket chair collapsed while she was sitting on it. The parties have continued
25 to move the matter forward in discovery, including initial disclosures and written discovery. The
26 parties have also provided initial expert witness disclosures. Testing of the subject chair, which is
27 still in Plaintiff's possession is outstanding. Over the last several weeks, the parties and their
28 experts have engaged in extensive meet-and-confer efforts to establish an mutually agreed

1 protocol for the destructive testing of the subject chair and its fabric seat and also the coordinate
 2 the schedule for the testing at a time that worked for all expert witnesses to attend and observe. A
 3 joint testing protocol has now been agreed, and testing is scheduled to occur on April 7. The
 4 parties will require approximately 30 days from the completion of the testing to publish
 5 updated/additional expert reports regarding the chair and results of testing. Damages expert
 6 witnesses have already been disclosed.

7 In addition, counsel for Plaintiff has been preparing for trial during the month of March,
 8 and counsel for Defendant Arengto was in a multi-week arbitration during February and March.
 9 Due to counsel's trial schedules, the deposition of the Plaintiff and other lay witnesses has not
 10 occurred yet. It is anticipated that Plaintiff's deposition will occur in the end of April or the first
 11 few weeks of May 2025.

12 For these reasons, the parties request to extend the current discovery cut-off by 90 days to
 13 allow for completion of the above activities.

14 **IV. Proposed Discovery Schedule**

Discovery	Current Deadline	Proposed Deadline
Discovery Cut-Off	April 23, 2025	July 22, 2025
Dispositive Motions	May 26, 2025	August 25, 2025
Pre-Trial Order	June 25, 2025	September 23, 2025

20 DATED this 1st day of April 2025

21 **GAZDA & TADAYON**

22 /s/ Lewis Gazda
 23 Lewis J. Gazda, Esq.
 24 Nevada Bar No. 4269
 25 2600 S. Rainbow Boulevard, Suite 200
 26 Las Vegas, NV 89146
 27 Telephone (702) 220-7128
 28 Fax (702) 220-7152
 29 lewisjgazda@gmail.com
 30 Attorneys for Plaintiff Charmayne Domingo

DATED this 2nd day of April 2025

**MORRIS, SULLIVAN, LEMKUL &
 TURTZO, LLP**

/s/ Christopher Turtzo
 Christopher A. Turtzo, NV Bar No. 10253
 Bryan Baugh, NV Bar No. 16193
 3960 Howard Hughes Parkway, Suite 400
 Las Vegas, NV 89169

*Attorneys for Defendants Argento and
 Avalanche*

1 DATED this 31st day of March 2025

2 **LEWIS BRISBOIS BISGAARD &**
3 **SMITH, LLP**

4 By: /s/ Craig Newman

5 Craig S. Newman, Esq.
6 Nevada Bar No. 03780
7 Steve Foremaster, Esq.
8 Nevada Bar No. 10350
9 6385 South Rainbow Blvd., Suite 600
10 Las Vegas, NV 89118
11 Telephone (702) 893-3383
12 Fax (702) 893-3789

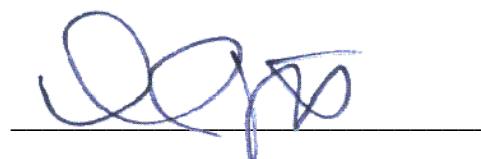
Craig.newman@lewisbrisbois.com

13 *Attorneys for Defendant/Cross-Claimant*
14 *Ross Stores, Inc. DBA Ross Dress for Less*

15 **ORDER**

16 **IT IS SO ORDERED** that the parties' stipulation to extend discovery deadlines is hereby
17 GRANTED.

18 DATED this 3rd day of April, 2025



19 DANIEL J. ALBREGTS
20 UNITED STATES MAGISTRATE JUDGE
21 CASE NO.: 2:24-cv-00342-APG-DJA

22
23
24
25
26
27
28